GOVERNMENT OF INDIA
URBAN DEVELOPMENT AND POVERTY ALLEVATION
LOK SABHA

UNSTARRED QUESTION NO:4415
ANSWERED ON:17.04.2001
IMPLEMENTATION OF PUBLIC PREMISES (EVICTION) ACT
DR. KIRIT SOMAIYA

Will the Minister of URBAN DEVELOPMENT AND POVERTY ALLEVATION be pleased to state:

(a) whether the Union government have issued specific guidelines in 1994 to all the Ministries/Departments including the Ministry of Textile to restrain from the implementation of Public Premises (Eviction) Act;

(b) if so, the details thereof:

(c) whether NTPC is misinterpreting the Act in regard to Public premises;

(d) if so, whether any specific case has brought to the notice of the Government in this regard; and

(e) if so, the details thereof and the instructions issued to Textiles Ministry in this regard?

Answer

MINISTER OF STATE FOR URBAN DEVELOPMENT & POVERTY ALLEVIATION (SHRI BANDARU DATTATREYA)

(a)&(b): After interministerial consultations suitable guidelines were formed by this Ministry in 1992. These were communicated by the then Minister of Urban Development toall members of the Union Council of Ministers, advisingthem to issue similar guidelines to organisations under their control so as to prevent misuse/arbitrary use of the provisions of Public Premises (Eviction of Unauthorised Occupants) Act, 1971, to evict genuine tenants. Compliance of these guidelines was reiterated to all Members of Union Councilof Ministers in November, 1997 and again in December, 2000.

(c)to(e): No such case of misinterpretation of the Act by NTPC hascome to the notice of the Govt. in the recent past. However, it was brought to the notice of the Government in December, 2000 that the National Textile Corporation authorities in Mumbai have allegedly resorted to misuse of provisions of this Act on large scale against tenants staying in Mumbai in various Chawls and tenanted buildings of National Textile Corporation. The position was immediately reported to the Minister of Textiles with the specific request to personally look into the matter and ensure fair and just implementation of the Act.